IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 30TH NOVEMBER 2007 / 9TH AGRAHAYANA 1929

WP(C).No. 14895 of 2004(W)

PETITIONER:

M.K.ABBAS, PRESIDENT OF THE MANAGING COMMITTEE OF THE CHAVAKKAD TALUK PRIMARY CO-OPERATIVE AGRICULTURAL DEVELOPMENT BANK LTD., NO.992, CHAVAKKAD NOW RESIDING AT MALIKULAM HOUSE, CHAVAKKAD.P.O., THRISSUR.

BY ADV. SRI.P.C.SASIDHARAN

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, CO-OPERATTION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, THIRUVANANTHAPURAM.

3. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), THRISSUR.

4. THE UNIT INSPECTOR OF CO-OPERATIVE SOCIETIES, CHAVAKKAD, OFFICE OF THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (LIQUIDATOR APPOINTED FOR LIQUIDATING THE CHAVAKKAD TALUK PRIMARY AGRICULTURAL CO-OPERATIVE SOCIETY, LTD. NO.992, CHAVAKKAD)

ADDL.R5 IMPLEADED :

5.THE COCHIN COOPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT BANK LTD.,NO.329, TRICHUR, REPRESENTED BY ITS SECRETARY.
(IMPLEADED AS PER ORDER DT. 23.6.06 IN I.A.NL.8178/06)

BY SPL.GOVT.PLEADER
SRI.T.R.RAMACHANDRAN NAIR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF THE CERTIFICATE ISSUED BY THE JOINT REGISTRAR, THRISSUR DT. 11.11.1998.

EXT.P2 : TRUE COPY OF THE MINUTES OF THE FIRST GENERAL BODY MEETING HELD ON 17.11.1998.

EXT.P3 : TRUE COPY OF THE JUDGMENT OF THIS HON'BLE COURT IN O.P.NO.13130/02 DT. 1.10.2003.

EXT.P4 : TRUE COPY OF THE RESOLUTION OF THE SOCIETY DT. 8.3.2004.

EXT.P5 : TRUE COPY OF THE RESOLUTION OF THE SOCIETY DT. 11.3.2004.

EXT.P6 TRUE COPY OF THE ORDER NO.A.E.L. 7449/2003 DT. 8.3.2004.

EXT.P7 TRUE COPY OF THE RESOLUTION OF THE SOCIETY DT. 1.8.2000.

KURIAN JOSEPH J.

Writ Petition (Civil) No.14895 of 2004

Dated 30th November, 2007.

J U D G M E N T

Petitioner is aggrieved by Ext.P6 order passed by the Joint Registrar. Under Section 83(1)(j) of the Kerala Cooperative Societies Act, 1969, the petitioner has a remedy of appeal before the Government. In the event of the petitioner pursuing the above remedy within two months from today, the appeal will be considered by the Government with notice to the petitioner and the 5th respondent bank and appropriate orders in accordance with law will be passed, within another four months. The interim order passed by this court on 19.5.2004 will continue till such time.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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